From: Keith Takata <keith@keithtakata.com>
Sent: Thursday, February 19, 2015 5:12 PM

To: Manzanilla, Enrique;Lyons, John;Shaffer, Caleb;CHENG, CHRISTINA;thompson,

rachelle;Dreyfus, Bethany

**Subject:** Phone Call with Mike Markus

I'd like to arrange a phone call with Mike Markus and his team with some combination of you all. He is free between 11:00 and 4:00 on Monday, February 23rd, but would like to tie down a time asap. It shouldn't take more than 15 minutes. I can give you a preview if you'd like.

Thanks and please let me know what works for you.

# Keith

Keith Takata
Takata Environmental LLC
keith@keithtakata.com
650-862-1162
www.keithtakata.com

From: Moutoux, Nicole

Sent: Thursday, February 19, 2015 12:56 PM

**To:** Keith Takata;Stewart Black;Lyons, John;Berchtold, Kurt@Waterboards;Ann

Sturdivant; Amini, Nick@Waterboards; John Scandura; Rafat Abbasi; Emad

Yemut;Greg.Neal@dtsc.ca.gov;Willard.Garrett@dtsc.ca.gov;Shaffer, Caleb;thompson,

rachelle; Dreyfus, Bethany; Hoang, Kim

**Subject:** RE: HOLD THE DATE: Tuesday, February 24, 2015

# Hi Everyone-

To follow up with all of you, EPA will be unable to participate in a meeting on February 24. We will be in touch early next week with other dates and times that work for EPA participants.

Thanks Nicole

Nícole G. Moutoux

Manager, Site Assessment and Brownfields Section

Superfund Division

Moutoux.Nicole@epa.gov

Office: 415-972-3012

Cell: 415-271-0701

From: Keith Takata [mailto:keith@keithtakata.com]

Sent: Tuesday, February 17, 2015 6:41 PM

**To:** Stewart Black; Lyons, John; Berchtold, Kurt@Waterboards; Ann Sturdivant; Amini, Nick@Waterboards; John Scandura; Rafat Abbasi; Emad Yemut; Greg.Neal@dtsc.ca.gov; Willard.Garrett@dtsc.ca.gov; Shaffer, Caleb; thompson,

rachelle; Moutoux, Nicole; Dreyfus, Bethany

Subject: HOLD THE DATE: Tuesday, February 24, 2015

As you may recall, we settled on Tuesday, February 24, 2015, for the RI/FS Scoping Meeting. I was informed today that the regulatory agencies would like to postpone the RI/FS Scoping Meeting, but use the same date—Tuesday, February 24, 2015—for a regulatory agency only meeting to discuss source sites and other North Basin issues. OCWD will <u>not</u> be participating in this meeting. I believe that EPA will take the lead for setting the time, place, and agenda. Thank you very much for your patience and flexibility.

### Keith

Keith Takata
Takata Environmental LLC
<a href="mailto:keith@keithtakata.com">keith@keithtakata.com</a>
650-862-1162
<a href="www.keithtakata.com">www.keithtakata.com</a>

Begin forwarded message:

From: Keith Takata <keith@keithtakata.com>

Subject: HOLD THE DATE: Tuesday, February 24, 2014, for RI/FS Scoping

Meeting

Date: January 29, 2015 at 10:43:52 AM PST

Cc: Stewart Black < Stewart.Black@dtsc.ca.gov >, John Lyons < Iyons.john@epa.gov > To: "Berchtold, Kurt@Waterboards" < Kurt.Berchtold@waterboards.ca.gov >, Ann Sturdivant < Ann.Sturdivant@waterboards.ca.gov >, "Amini, Nick@Waterboards" < Nick.Amini@waterboards.ca.gov >, John Scandura < John.scandura@dtsc.ca.gov >, Rafat Abbasi < rabbasi@dtsc.ca.gov >, Emad Yemut < Emad.Yemut@dtsc.ca.gov >, Greg.Neal@dtsc.ca.gov , Willard.Garrett@dtsc.ca.gov , Caleb Shaffer < Shaffer.caleb@epa.gov >, Rachelle Thompson < thompson.rachelle@epa.gov >, Nicole Moutoux < moutoux.nicole@epa.gov >, Bethany Dreyfus < dreyfus.bethany@epa.gov >

From: Herndon, Roy <RHerndon@ocwd.com>
Sent: Monday, February 16, 2015 7:14 PM

To: Lyons, John

**Cc:** thompson, rachelle;Shaffer, Caleb;Markus, Mike;Sommer Scott;Keith Takata **Subject:** RE: Orange Count North Basin - EPA/OCWD/DTSC Meeting Tomorrow

John,

Thanks for forwarding the agenda for tomorrow. It's good that we're meeting and that Mike Markus will be joining us. Scott, Keith, Mike and I look forward to seeing you tomorrow. Roy

#### Roy Herndon Chief Hydrogeologist

Orange County Water District 18700 Ward Street, Fountain Valley, CA 92708

tel: (714) 378-3260 email: rherndon@ocwd.com







Follow OCWD on Twitter

<u>vd.com</u> <u>www.gwrsystem.com</u>

**From:** Lyons, John [Lyons.John@epa.gov] **Sent:** Monday, February 16, 2015 1:37 PM

**To:** Herndon, Roy; Keith Takata **Cc:** thompson, rachelle; Shaffer, Caleb

Subject: Orange Count North Basin - EPA/OCWD/DTSC Meeting Tomorrow

Roy and Keith,

I am writing to follow up on my phone conversations with Keith over the past two weeks. I appreciate that OCWD's willingness to meet in EPA's San Francisco offices tomorrow. DTSC representatives will be attending as well.

For EPA, the primary purpose of the meeting to discuss OCWD's position on federal EPA involvement in the investigation and cleanup of the Orange County North Basin plume. There are a number of related issues that we would like to also discuss regarding what a federal lead investigation would entail and how it would be conducted.

I am attaching agenda items that EPA would like to discuss below. Time permitting we can discuss any additional matters that OCWD or DTSC would like to raise.

John Lyons Acting Assistant Director Site Cleanup Branch Superfund Division, Region 9 (415) 972-3889

# **Agenda Items**

- A) Update on DTSC, EPA, RWQCB discussions
- B) Implications of EPA as lead agency for the North Basin
- C) RI/FS Scope Issues
- D) PRPs and Enforcement Process
- E) Next Steps and Path Forward

#### **Confidential Communication**

This electronic transmission, and any documents attached hereto, (a) are protected by the Electronic Communications Privacy Act (18 USC §§ 2510-2521), (b) may contain confidential information, and (c) are for the sole use of the intended recipient named above. If you have received this electronic message in error, please notify the sender and delete the electronic message. Any disclosure, copying, distribution, or use of the contents of the information received in error is strictly prohibited.

From: Lyons, John

Sent: Monday, February 16, 2015 1:37 PM

**To:** Herndon, Roy;Keith Takata

**Cc:** thompson, rachelle;Shaffer, Caleb

Subject: Orange Count North Basin - EPA/OCWD/DTSC Meeting Tomorrow

# Roy and Keith,

I am writing to follow up on my phone conversations with Keith over the past two weeks. I appreciate that OCWD's willingness to meet in EPA's San Francisco offices tomorrow. DTSC representatives will be attending as well.

For EPA, the primary purpose of the meeting to discuss OCWD's position on federal EPA involvement in the investigation and cleanup of the Orange County North Basin plume. There are a number of related issues that we would like to also discuss regarding what a federal lead investigation would entail and how it would be conducted.

I am attaching agenda items that EPA would like to discuss below. Time permitting we can discuss any additional matters that OCWD or DTSC would like to raise.

John Lyons Acting Assistant Director Site Cleanup Branch Superfund Division, Region 9 (415) 972-3889

### **Agenda Items**

- A) Update on DTSC, EPA, RWQCB discussions
- B) Implications of EPA as lead agency for the North Basin
- C) RI/FS Scope Issues
- D) PRPs and Enforcement Process
- E) Next Steps and Path Forward

>> Keith

>>

From: Keith Takata < keith@keithtakata.com> Sent: Friday, February 06, 2015 10:29 AM To: Lyons, John Cc: Shaffer, Caleb **Subject:** Re: Meeting Confidential and Privileged Attorney-Consultant Communication Attorney Work Product Roy, Scott, and I can all do 11:00 am on Tuesday, February 17th. I look forward to talking to you on Monday. Keith Takata Takata Environmental LLC keith@keithtakata.com 650-862-1162 www.keithtakata.com > On Feb 6, 2015, at 8:12 AM, Lyons, John <Lyons.John@epa.gov> wrote: > > Keith > Let's meet on the17th at 11am at EPA 's offices in Sf. We will send an agenda next week and let's plan for a hour and a half. > I will call you Monday > Thanks > John > Sent from my iPhone >> On Feb 5, 2015, at 7:30 PM, "Keith Takata" <keith@keithtakata.com> wrote: >> >> I'm checking with Roy and Scott, but let me explore a couple of alternatives: >> We can do Tuesday, February 10, at 11:00 am. >> 1. >> If the meeting is on Tuesday, February 17, could you move up the time to 11:00 am. The three of us have to attend an OCWD board meeting on February18. >> >> A Monday call would be very helpful. Anytime after 11:00 am works for me. Please give me a window. Thanks! >>

```
>> Keith Takata
>> Takata Environmental LLC
>> keith@keithtakata.com
>> 650-862-1162
>> www.keithtakata.com
>>
>>
>>> On Feb 5, 2015, at 6:58 PM, Lyons, John <Lyons.John@epa.gov> wrote:
>>>
>>> Keith
>>>
>>> EPA would like to meet as we discussed earlier this week. We would propose
the afternoon of February 17 at EPA's offices in San Francisco.
>>> I will be out tomorrow - there are a couple of related matters that we should
discuss Monday.
>>> Thanks
>>> John
>>>
>>> John Lyons
>>> Acting Assistant Director
>>> Site Cleanup Branch
>>> Superfund Division, Region 9
>>> (415) 972-3889
>>>
>>>
>>>
>>> ----Original Message-----
>>> From: Keith Takata [mailto:keith@keithtakata.com]
>>> Sent: Wednesday, February 04, 2015 7:22 PM
>>> To: Lyons, John
>>> Subject: Re: Meeting?
>>>
>>> If we need to meet, Tuesday, February 10th, at 11:00 am would work well for
Roy's schedule from Orange County.
>>>
>>> Keith Takata
>>> Takata Environmental LLC
>>> keith@keithtakata.com
>>> 650-862-1162
>>> www.keithtakata.com
>>>
>>>
>>>> On Feb 4, 2015, at 5:40 PM, Lyons, John <Lyons.John@epa.gov> wrote:
>>>>
>>>> Keith
>>>>
>>>> I will be able to let you know tomorrow.
>>>> Thanks for your patience,
>>>> John
```

```
>>>>
>>>> -----Original Message-----
>>>> From: Keith Takata [mailto:keith@keithtakata.com]
>>>> Sent: Wednesday, February 04, 2015 5:39 PM
>>>> To: Lyons, John
>>>> Subject: Meeting?
>>>>
>>>> We never got the email asking for meeting. If you still want to meet, our
best day is Tuesday, February 10. Let me know, OK?
>>>>
>>>> Keith Takata
>>>> Takata Environmental LLC
>>>> keith@keithtakata.com
>>>> 650-862-1162
>>>> www.keithtakata.com
>>
```

From: Lyons, John Friday, February 06, 2015 8:12 AM Sent: To: Keith Takata Cc: Shaffer, Caleb **Subject:** Re: Meeting Keith Let's meet on the17th at 11am at EPA 's offices in Sf. We will send an agenda next week and let's plan for a hour and a half. I will call you Monday Thanks John Sent from my iPhone > On Feb 5, 2015, at 7:30 PM, "Keith Takata" <keith@keithtakata.com> wrote: > I'm checking with Roy and Scott, but let me explore a couple of alternatives: We can do Tuesday, February 10, at 11:00 am. If the meeting is on Tuesday, February 17, could you move up the time to 11:00 am. The three of us have to attend an OCWD board meeting on February18. > A Monday call would be very helpful. Anytime after 11:00 am works for me. Please give me a window. Thanks! > Keith > Keith Takata > Takata Environmental LLC > keith@keithtakata.com > 650-862-1162 > www.keithtakata.com > > >> On Feb 5, 2015, at 6:58 PM, Lyons, John <Lyons.John@epa.gov> wrote: >> Keith >> >> EPA would like to meet as we discussed earlier this week. We would propose the afternoon of February 17 at EPA's offices in San Francisco. >> >> I will be out tomorrow - there are a couple of related matters that we should discuss Monday.

```
>> Thanks
>> John
>>
>> John Lyons
>> Acting Assistant Director
>> Site Cleanup Branch
>> Superfund Division, Region 9
>> (415) 972-3889
>>
>>
>> ----Original Message-----
>>> From: Keith Takata [mailto:keith@keithtakata.com]
>> Sent: Wednesday, February 04, 2015 7:22 PM
>> To: Lyons, John
>> Subject: Re: Meeting?
>> If we need to meet, Tuesday, February 10th, at 11:00 am would work well for
Roy's schedule from Orange County.
>> Keith Takata
>> Takata Environmental LLC
>> keith@keithtakata.com
>> 650-862-1162
>> www.keithtakata.com
>>
>>
>>> On Feb 4, 2015, at 5:40 PM, Lyons, John <Lyons.John@epa.gov> wrote:
>>>
>>> Keith
>>>
>>> I will be able to let you know tomorrow.
>>> Thanks for your patience,
>>> John
>>>
>>> ----Original Message----
>>> From: Keith Takata [mailto:keith@keithtakata.com]
>>> Sent: Wednesday, February 04, 2015 5:39 PM
>>> To: Lyons, John
>>> Subject: Meeting?
>>>
>>> We never got the email asking for meeting. If you still want to meet, our
best day is Tuesday, February 10. Let me know, OK?
>>>
>>> Keith Takata
>>> Takata Environmental LLC
>>> keith@keithtakata.com
>>> 650-862-1162
>>> www.keithtakata.com
>
```

From: Keith Takata < keith@keithtakata.com>
Sent: Thursday, February 05, 2015 7:11 PM

To:Lyons, JohnCc:Shaffer, CalebSubject:Re: Meeting?

I'm checking with Roy and Scott, but let me explore a couple of alternatives:

- We can do Tuesday, February 10, at 11:00 am.
- If the meeting is on Tuesday, February 17, could you move up the time to 11:00 am. The three of us have to attend an OCWD board meeting on February18.

A Monday call would be very helpful. Anytime after 11:00 am works for me. Please give me a window. Thanks!

Keith

Keith Takata
Takata Environmental LLC
keith@keithtakata.com
650-862-1162
www.keithtakata.com

> ----Original Message----

```
> On Feb 5, 2015, at 6:58 PM, Lyons, John <Lyons.John@epa.gov> wrote:
> Keith
> EPA would like to meet as we discussed earlier this week.
                                                              We would propose the
afternoon of February 17 at EPA's offices in San Francisco.
> I will be out tomorrow - there are a couple of related matters that we should
discuss Monday.
> Thanks
> John
> John Lyons
> Acting Assistant Director
> Site Cleanup Branch
> Superfund Division, Region 9
> (415) 972-3889
>
>
```

```
> From: Keith Takata [mailto:keith@keithtakata.com]
> Sent: Wednesday, February 04, 2015 7:22 PM
> To: Lyons, John
> Subject: Re: Meeting?
> If we need to meet, Tuesday, February 10th, at 11:00 am would work well for
Roy's schedule from Orange County.
> Keith Takata
> Takata Environmental LLC
> keith@keithtakata.com
> 650-862-1162
> www.keithtakata.com
>
>> On Feb 4, 2015, at 5:40 PM, Lyons, John <Lyons.John@epa.gov> wrote:
>>
>> Keith
>>
>> I will be able to let you know tomorrow.
>> Thanks for your patience,
>> John
>>
>> ----Original Message-----
>>> From: Keith Takata [mailto:keith@keithtakata.com]
>> Sent: Wednesday, February 04, 2015 5:39 PM
>> To: Lyons, John
>> Subject: Meeting?
>>
>> We never got the email asking for meeting. If you still want to meet, our
best day is Tuesday, February 10. Let me know, OK?
>>
>> Keith Takata
>> Takata Environmental LLC
>> keith@keithtakata.com
>> 650-862-1162
>> www.keithtakata.com
```

From: Lyons, John

Sent: Thursday, February 05, 2015 6:58 PM

To:Keith TakataCc:Shaffer, CalebSubject:RE: Meeting?

#### Keith

EPA would like to meet as we discussed earlier this week. We would propose the afternoon of February 17 at EPA's offices in San Francisco.

I will be out tomorrow - there are a couple of related matters that we should discuss Monday.

Thanks John

John Lyons Acting Assistant Director Site Cleanup Branch Superfund Division, Region 9 (415) 972-3889

----Original Message----

From: Keith Takata [mailto:keith@keithtakata.com]

Sent: Wednesday, February 04, 2015 7:22 PM

To: Lyons, John

Subject: Re: Meeting?

If we need to meet, Tuesday, February 10th, at 11:00 am would work well for Roy's schedule from Orange County.

Keith Takata
Takata Environmental LLC
keith@keithtakata.com
650-862-1162
www.keithtakata.com

```
> On Feb 4, 2015, at 5:40 PM, Lyons, John <Lyons.John@epa.gov> wrote:
> 
> Keith
> 
> I will be able to let you know tomorrow.
> Thanks for your patience,
```

```
> John
>
> ----Original Message----
> From: Keith Takata [mailto:keith@keithtakata.com]
> Sent: Wednesday, February 04, 2015 5:39 PM
> To: Lyons, John
> Subject: Meeting?
>
> We never got the email asking for meeting. If you still want to meet, our best day is Tuesday, February 10. Let me know, OK?
>
> Keith Takata
> Takata Environmental LLC
> keith@keithtakata.com
> 650-862-1162
> www.keithtakata.com
```